

rolled Bills, have had S. B. No. 104 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 174 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

TWENTY-NINTH DAY.

(Friday, February 26, 1937)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin.	Pace.
Beck.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Davis.	Spears.
Head.	Stone.
Hill.	Sulak.
Holbrook.	Van Zandt.
Isbell.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.
O Neal.	

The following Senators were absent and excused:

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

A quorum was announced present.

The invocation was offered by Mr. Joe H. Smith, Assistant Sergeant-at-Arms of the Senate.

Reading of the Journal of the proceedings of yesterday was dispensed with, on motion of Senator Roberts.

Leaves of Absence Granted.

Senator Brownlee was granted leave of absence for today, on account of important business, on motion of Senator Davis.

Senator Small was granted leave of absence for today, on account of illness, on motion of Senator Davis.

Senator Shivers was granted leave of absence for today, on account of important business, on motion of Senator Burns.

Senator Cotten was granted leave of absence for today, on account of important business, on motion of Senator Sulak.

Senator Nelson was granted leave of absence for today, on account of important business, on motion of Senator Isbell.

Reports of Standing Committees.

Reports on Senate Bills Nos. 359, 215, 172, 375, 328, 30, 69, 220, 221, 89, 107, 271, 380, on House Bills Nos. 131, and 150, on S. C. R. No. 37 and S. C. R. No. 38, and on S. J. R. No. 4 were submitted by the chairmen of the several committees to which they were referred. (See appendix for reports in full.)

Senate Resolution No. 38.

Senator Woodruff offered the following resolution:

Be it Resolved by the Senate, That rules numbers 102 and 103 of the Senate be, and they are hereby suspended upon the introduction of bills; and it shall be in order to introduce bills to and including March 5, 1937, and consider same thereafter in due course.

The resolution was read, and was referred by the President to the Committee on Rules.

Senate Bill No. 84 on Passage to Engrossment.

(Special Order.)

The President laid before the Senate, as unfinished business, on its passage to engrossment (the bill having been read second time on Tuesday, February 23, 1937):

S. B. No. 84, A bill to be entitled "An Act to provide, with approval of court the purchase by guardian of life insurance and/or annuity contracts for benefit of his or her ward; and further amending Article 4180 of the Revised Civil Statutes of the State of Texas, 1935, Acts 1929, Forty-first Legislature, Chapter 305, page 684, paragraph 1, relating to the investment of surplus funds of

ward in the hands of guardians, or loan same, designating certain investments that may be made, and declaring an emergency."

On motion of Senator Moore, the bill was tabled subject to call.

Senate Concurrent Resolution No. 6.

The President laid before the Senate, for consideration at this time:

S. C. R. No. 6, Relating to the purchase of textbooks of the French language for use in the public schools of the State.

Senator Burns offered the following amendment to the resolution:

Amend S. C. R. No. 6, by placing in resolving clause in proper place "Polish Textbook."

The amendment was adopted.

Senator Head offered the following amendment to the resolution:

Amend S. C. R. No. 6 by adding a new paragraph to be inserted immediately before the resolving clause to read as follows:

And, Whereas, Many schools are offering courses in economics and other courses where textbooks are unfurnished and such books are needed and also shall be included.

The amendment was adopted.

Senator Pace offered the following amendment to the resolution:

Amend by adding "Yiddish."

Senator Woodruff moved to table the amendment, and the motion to table was lost.

The amendment was adopted.

Senator Woodruff moved to reconsider the vote by which the amendment of Senator Pace was adopted.

Senator Redditt raised a point of order on further consideration of the resolution, on the ground that it proposes to amend a General Law by resolution.

The President overruled the point of order.

Question recurring on the motion to reconsider, it was lost.

Senator Aikin moved that the resolution be laid on the table subject to call.

The motion prevailed.

Motion to Suspend Rule.

Senator Spears moved that the constitutional rule relating to the introduction of bills during the Regular Session of the Legislature be suspended, to permit the introduction at this time of:

A bill to be entitled "An Act declaring the Collard Peccary or Javelina a game animal; providing for an open season for taking same and the number that may be taken or possessed; prohibiting the sale of any Peccary or part of such animal; providing suitable penalty, and declaring an emergency."

The motion was lost by the following vote (not receiving the necessary vote of four-fifths of the members of the Senate):

Yeas—23.

Aikin.	Pace.
Beck.	Redditt.
Burns.	Roberts.
Collie.	Spears.
Davis.	Stone.
Head.	Sulak.
Hill.	Van Zandt.
Holbrook.	Weinert.
Isbell.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.
Oneal.	

Absent.

Moore.	Rawlings.
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Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

Senate Bill No. 130 on Second Reading.

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 130, A bill to be entitled "An Act authorizing A. O. Harris, Mrs. A. O. Harris, and Mrs. Roberta Pearl Van Cleeve, the latter a widow, to sue the State of Texas through the Texas Highway Commission for damages resulting from personal injuries sustained on or about the 8th day of October, 1934, in or near the City of Fort Worth, Tarrant County, Texas, providing that venue in said suit shall be in

Travis County, Texas, and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill No. 130 on Third Reading.

Senator Woodruff moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 130 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23.

Aikin.	Pace.
Beck.	Redditt.
Burns.	Roberts.
Collie.	Spears.
Davis.	Stone.
Head.	Sulak.
Hill.	Van Zandt.
Holbrook.	Weinert.
Isbell.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.
Oneal.	

Absent.

Moore. Rawlings.

Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

The President laid S. B. No. 130 before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24.

Aikin.	Pace.
Beck.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Davis.	Spears.
Head.	Stone.
Hill.	Sulak.
Holbrook.	Van Zandt.
Isbell.	Weinert.
Neal.	Westerfeld.
Newton.	Winfield.
Oneal.	Woodruff.

Absent.

Moore.

Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

Bill Signed.

The President signed in the presence of the Senate, after giving due notice thereof, the following enrolled bill:

S. B. No. 303, A bill to be entitled "An Act creating a Special Law for San Saba County, Texas, providing that said county may fund certain warrants outstanding against its Road and Bridge Fund as of February 15, 1937, by the issuance of funding bonds, and setting forth the method of issuing same; validating all Acts of the commissioners' court and of the county officials of said county in authorizing, issuing and delivering said warrants; providing that the General Laws pertaining to road and bridges shall be applicable to said county, when not in conflict herewith; etc., and declaring an emergency."

Message From the House.

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas, Feb. 26, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to print on minority report by a vote of 66 yeas and 49 nays the following bill:

H. B. No. 124, A bill to be entitled "An Act prohibiting any person, firm or corporation engaged in the manufacturing, producing, transporting, distributing or selling heat, gas, water, electricity, or electrical current to engage in the manufacture, distribution, lease or sale, directly or indirectly, of any chattel, article, commodity or manufactured product, except those articles or commodities which are the direct product of such business; prohibiting any such person, firm or corporation from owning any interest in any other such company; prohibiting any charter being issued in this State authorizing

such companies to engage in such business; allowing such companies time to dispose of any such appliances now owned by them; providing a penalty for a violation of this law, and a procedure therefor; repealing all laws in conflict herewith; containing a saving clause, and declaring an emergency."

The House has passed the following bills:

H. B. No. 714, A bill to be entitled "An Act making an emergency appropriation out of the Special Racing Fund of Ten Thousand Two Hundred Sixty (\$10,260) Dollars to the Texas Racing Commission for the remainder of the fiscal year ending August 31, 1937, and declaring an emergency."

S. B. No. 303, A bill to be entitled "An Act creating a Special Law for San Saba County, Texas, providing that said county may fund certain warrants outstanding against its Road and Bridge Fund as of February 15, 1937 by the issuance of funding bonds, and setting forth the method of issuing same; validating all Acts of the commissioners' court and of the county officials of said county in authorizing, issuing and delivering said warrants; providing that the General Laws pertaining to road and bridges shall be applicable to said county, when not in conflict herewith; repealing all laws and parts of laws in conflict herewith; enacting provisions incident to and relating to the subject and purpose of this Act, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

House Bill on First Reading.

The following bill, received from the House today, was read first time and referred to the appropriate committee as indicated:

H. B. No. 714, to Committee on Finance.

Senate Bill on First Reading.

By unanimous consent, the following Senate Bill was introduced, read first time and referred to the Committee on Civil Jurisprudence:

By Senator Redditt:

S. B. No. 409, A bill to be entitled "An Act amending Section 2 of Chapter 19 of the Local and Special Acts of the Forty-first Legislature of Texas, Fourth Called Session, so as to provide for the funding by the Commissioners' Court of Angelina County of any and all items of indebtedness outstanding on January 1, 1937, against the road and bridge fund of said county, including scrip and time warrants, by issuing coupon bonds of said county; providing that the commissioners' court shall be authorized to levy and collect any and all of the special fifteen cents maintenance tax of said county for the payment of said bonds, and declaring an emergency."

Senate Bill No. 258 on Second Reading.

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 258, A bill to be entitled "An Act authorizing Jimmie McKee of Parker County, Texas, to file suit against the State of Texas and the State Highway Department for personal injuries sustained while employed by the Highway Department, placing the venue thereof in Travis County, Texas, and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill No. 258 on Third Reading.

Senator Davis moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 258 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25.

Aikin.	Isbell.
Beck.	Moore.
Burns.	Neal.
Collie.	Newton.
Davis.	Oneal.
Head.	Pace.
Hill.	Rawlings.
Holbrook.	Redditt.

Roberts.	Weinert.
Spears.	Westerfeld.
Stone.	Winfield.
Sulak.	Woodruff.
Van Zandt.	

Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

The President laid S. B. No. 258 before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25.

Aikin.	Pace.
Beck.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Davis.	Spears.
Head.	Stone.
Hill.	Sulak.
Holbrook.	Van Zandt.
Isbell.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.
Oneal.	

Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

Senate Bill No. 8 on Second Reading.

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 8, A bill to be entitled "An Act amending Acts 1933, Forty-third Legislature, page 595, Chapter 195, by adding thereto an article known as Article 2326D providing for the compensation of court reporters in certain judicial districts, and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill No. 8 on Third Reading.

Senator Holbrook moved that the constitutional rule requiring bills to be read on three several days be suspended, and that S. B. No. 8 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25.

Aikin.	Pace.
Beck.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Davis.	Spears.
Head.	Stone.
Hill.	Sulak.
Holbrook.	Van Zandt.
Isbell.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.
Oneal.	

Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

The President laid the bill before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25.

Aikin.	Pace.
Beck.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Davis.	Spears.
Head.	Stone.
Hill.	Sulak.
Holbrook.	Van Zandt.
Isbell.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.
Oneal.	

Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

Senate Bill No. 268 on Second Reading.

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 268, A bill to be entitled "An Act to amend Article 1605, Revised Civil Statutes of Texas, 1925, so as to provide that counties having a population of more than seventy-four (74,000) thousand, according to the last Federal Census, and containing one or more cities or

towns, other than the county seat, which has in excess of one (1,000) thousand inhabitants, according to the last Federal Census, the assessor and tax collector, with the consent and approval of the commissioners' court, may maintain a branch office and appoint a deputy tax collector from each such town or city or perform the duties of deputy tax collector; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill No. 268 on Third Reading.

Senator Oneal moved that the constitutional rule requiring bills to be read on three several days be suspended, and that S. B. No. 268 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25.

Aikin.	Pace.
Beck.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Davis.	Spears.
Head.	Stone.
Hill.	Sulak.
Holbrook.	Van Zandt.
Isbell.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Newton.	Woodruff.
Oneal.	

Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

The President laid S. B. No. 268 before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25.

Aikin.	Moore.
Beck.	Neal.
Burns.	Newton.
Collie.	Oneal.
Davis.	Pace.
Head.	Rawlings.
Hill.	Redditt.
Holbrook.	Roberts.
Isbell.	Spears.

Stone.	Westerfeld.
Sulak.	Winfield.
Van Zandt.	Woodruff.
Weinert.	

Absent—Excused.

Brownlee.	Nelson.
Cotten.	Shivers.
Lemens.	Small.

Special Order Set.

On motion of Senator Van Zandt H. B. No. 432, relating to seizure of intoxicating liquors in certain circumstances, was set as special order for Wednesday, March 3, 1937, immediately after conclusion of the morning call on that day.

Adjournment.

On motion of Senator Holbrook, the Senate, at 11:10 o'clock a. m., adjourned until 10:00 o'clock a. m., next Monday, March 1, 1937.

APPENDIX.

Reports of Standing Committees.

Committee Room,
Austin, Texas, Feb. 24, 1937.
Hon. Walter F. Woodul, President
of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 4, Proposing an amendment to Article 5 of the Constitution of the State of Texas, by adding a new Section to be known as Section 3-a, providing how interlocutory injunctions, sustaining or restraining enforcement, operation or execution of any statute of this State or of the United States, based upon the ground of the unconstitutionality of such statute, may be issued; and providing for appeal from order issuing or refusing to issue such interlocutory injunction; and providing that temporary restraining orders in such cases may be granted under the rules and regulations prescribed by the Supreme Court; and providing for appeal to the Supreme Court of the order granting or denying such interlocutory injunction; and providing for an election upon such proposed consti-

tutional amendment, and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Committee Room,

Austin, Texas, Feb. 25, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

S. B. No. 89, A bill to be entitled "An Act amending Article 1583 of the Penal Code of Texas, 1925, relating to work and vacation of firemen and policemen in cities of more than twenty-five thousand (25,000) inhabitants and in cities of more than thirty thousand (30,000) inhabitants; fixing the number of hours that shall constitute a legal day's work in such departments; providing for emergency pay; providing for a minimum wage scale; providing penalty for violation of the provisions of this article, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back, with committee amendments, to the Senate with the recommendation that it do pass and be printed.

SPEARS, Vice-Chairman.

Committee Room,

Austin, Texas, Feb. 25, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 221, A bill to be entitled "An Act to amend Article 2232 of Chapter Ten, Title 42, of the Revised Civil Statutes of Texas, of 1925, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed as amended.

MOORE, Vice-Chairman.

Committee Room,

Austin, Texas, Feb. 25, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on

Civil Jurisprudence, to whom was referred

S. B. No. 220, A bill to be entitled "An Act providing that it shall not be necessary for a party to file a motion for new trial in the trial court, when the case is tried before a jury, except to specify such errors as the trial court has not previously ruled upon, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed as amended.

MOORE, Vice-Chairman.

Committee Room,

Austin, Texas, Feb. 25, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 69, A bill to be entitled "An Act to amend Article 7342 of the Revised Civil Statutes of 1925, so as to provide in addition to the cases wherein citation by publication may be had in delinquent tax suits for citation by publication of transient, persons, unknown heirs, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Vice-Chairman.

Committee Room,

Austin, Texas, Feb. 25, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 30, A bill to be entitled "An Act amending Articles 2278 and 2282 the 1925 Revised Civil Statutes of Texas, as heretofore amended, providing that parties in cases to be appealed may prepare and file agreed transcript of the pleading, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Vice-Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President
of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 328, A bill to be entitled "An Act providing for the appointment by the Governor of three commissioners as members from Texas to the National Conference of Commissioners on Uniform State Laws, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Vice-Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President
of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 375, A bill to be entitled "An Act to amend Section 10 of the Acts of the Fortieth Legislature, 1927, page 228, Chapter 156, to provide that district judges assigned to districts other than their own districts shall be paid their actual expenses in going to and returning from their several assignments, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Vice-Chairman.

Committee Room,
Austin, Texas, Feb. 26, 1937.
Hon. Walter F. Woodul, President
of the Senate.

Sir: We, your Committee on Public Health, to whom was referred S. B. No. 172, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, with three amendments, and that it be mimeographed.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President
of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 131, A bill to be entitled "An Act amending Article 1119, Revised Civil Statutes of 1925, so as to make its provisions apply to all incorporated cities or towns incorporated under the General Laws of the State of Texas; providing that persons, companies, or corporations engaged in furnishing water, gas, telephone, light, power, or sewerage service in incorporated cities and towns shall be included in the provisions of said Article; and to limit the earnings of persons, companies, or corporations coming within the provisions of said Article to an amount not exceeding a fair return upon the fair value of the property used, and useful in rendering its service to the public, which return shall never exceed eight (8) per cent per annum; repealing all laws and parts of laws in conflict herewith; providing if any part of this Act is declared unconstitutional, it shall not affect the validity of the remainder of the Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with committee amendments Nos 1, 2, and 3, and be printed.

PACE, Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President
of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 37, A resolution granting permission to continue the suit already brought by W. F. Sewell, et al., against the State of Texas, and the State Highway Department, by making them parties defendant in the suit now pending in the District Court of Navarro County, Texas.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President
of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. C. R. No. 38, A resolution granting permission to continue the suit already brought by E. A. Eliot and his wife against State of Texas and the State Highway Commission of Texas by making them parties defendant in the suit now pending in the District Court of Navarro County, Texas.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 359, A bill to be entitled "An Act providing for the administration of oaths to witness by the President of the Senate or the Speaker of the House of Representatives, Chairman of a Committee of the Whole, or of any committee of either or both Houses of the Legislature, or any member thereof, by any member of either House in a matter pending before either House of which he is a member, or any committee thereof; refusal of any witness to testify to constitute a misdemeanor, and providing a penalty, providing for privilege of witnesses, providing for certification of failure to testify to the District Attorney of Travis County, Texas, by the chairman of any investigating committee appointed by either House of the Legislature or Joint Committee thereof; and providing for the presentation of such certification to the grand jury; providing for punishment for failure to produce books, papers, records or documents required by either House of the Legislature or any committee thereof; providing for punishment when neither House is in session; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PACE, Chairman.

Committee Room,
Austin, Texas, Feb. 26, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Land and Land Office, to whom was referred

H. B. No. 150, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas, with the approval and consent of the Attorney General and Land Commissioner, to lease for oil and/or gas and/or sulphur and/or other mineral development all lands used for experiment stations under its control; etc., and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass with Committee Amendments Nos. 1, 2, and 3, and that it be printed.

WOODRUFF, Chairman.

Committee Room,
Austin, Texas, Feb. 26, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Land and Land Office, to whom was referred

S. B. No. 380, A bill to be entitled "An Act providing for the transfer of certain lands belonging to the University Permanent Fund of the University of Texas to the Girvin Independent School District of Pecos County, Texas, and further providing the consideration therefore in lieu of said land, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WOODRUFF, Chairman.

Committee Room,
Austin, Texas, Feb. 26, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Land and Land Office, to whom was referred

S. B. No. 271, A bill to be entitled "An Act to amend Section 4 of H. B. No. 358, Chapter 271 of the Acts of the Regular Session of the Forty-

second Legislature, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WOODRUFF, Chairman.

Committee Room,
Austin, Texas, Feb. 26, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

S. B. No. 107, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas which levies are unenforceable because of failure of the governing body of each respective incorporated city and town to make such levy by ordinance, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed.

HEAD, Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 215, A bill to be entitled "An Act to amend Section 2, Chapter 33, Acts of the Regular Session of the Forty-fourth Legislature of the State of Texas, approved March 16th, 1935, creating a Governmental Agency known as the Texas Planning Board; providing that said Board shall consist of nine (9) members, three (3) of whom shall be the State Highway Engineer, the chairman of the Board of Water Engineers and the Secretary of State, respectively, of the State of Texas, and six (6) of whom shall be appointed by the Governor; providing that present members of said Board, appointed under the provisions of Section 2, Chapter 33, Acts of the Regular Session of the Forty-fourth Legislature shall continue in office for the respective terms for which they were appointed; providing for the appointment and fixing the terms of

members of the Board appointed at the expiration of the terms of the present members of the Board; providing that one (1) member of said Board be experienced in agriculture, one (1) to represent labor, and one (1) familiar with reforestation; providing that any State officer or employee is eligible for membership on said Board; providing for the designation of the chairman of said Board; providing for the qualification of the members of said Board, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with committee amendments Nos. 1 and 2, and be printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 1, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bills Nos. 175, 302, 351, 57, 333, 200, 330 and 261 carefully examined and compared and find same correctly engrossed.

ROBERTS Chairman.

Committee Room,
Austin, Texas, March 2, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 37 and S. C. R. No. 38 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,
Austin, Texas, Feb. 25, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bill, have had S. B. No. 374 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

THIRTIETH DAY.

(Monday, March 1, 1937)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.